

REMARKS

Favorable reconsideration of this application, in light of the preceding amendments and following remarks, is respectfully requested.

Claims 21-40 are pending in this application. By this amendment, claims 21 and 39 are amended. No new matter is added. Claims 21 and 39 are the independent claims.

Claim Rejections - 35 U.S.C. § 102

Claims 21-36 and 38-40 are rejected under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent 5,864,757 ("Parker"). Applicants respectfully traverse this rejection for the reasons detailed below.

Applicants respectfully submit that the Parker reference fails to disclose or suggest a method for managing security of at least one additional application associated to a main application, comprising, *inter alia*:

selectively activating or deactivating, by the security module, at least one resource as data or functions of said security module by executing instructions included in the cryptogram and conditioning the functioning of the at least one additional application according to criteria established by at least one of a supplier of said additional application, the operator and a user of the equipment,

wherein the resources as data or functions of the security module used by the main application are left active for connection of the equipment to the network so as to obtain the cryptogram from the control server,

as recited in amended claim 21.

In other words, amended claim 21 recites that resources as data or functions of the security module used by the main application are kept active for maintaining connection to the control server allowing the equipment to receive the cryptogram.

The latter includes instructions which execution acts on security module resources used by one or several additional applications. Moreover, paragraph [0023] at page 7 of the instant disclosure describes that:

"...According to the type of realization, it is possible that certain resources of the subscriber module used by low security level applications are implemented by default before the arrival of the cryptogram. This is also the case for resources necessary to obtain access to the network, without this the sending of the cryptogram would not be possible by this same network."

In contrast, the cell phone of the Parker reference includes only one application having the main feature of a "calling function." This application may be one of three statuses, e.g., as unlocked, locked and limited to emergency calls, according to commands sent by the control server. Accordingly, the use of resources as data or functions of the security module managing the main application as well the additional application is not mentioned or taught by the Parker reference. The cell phone of Parker again has only one application which may be locked, unlocked or limited to emergency calls only. Also, the notion of "selectively activating or deactivating security module resources" is not disclosed in Parker, whereas example embodiments disclose the selection being performed by the security module on resources of specific additional applications according to instructions of the cryptogram. This action is performed without disabling the main application resources which are necessary for connection of the equipment to the network.

Moreover, Applicants submit that the Parker reference fails to disclose or suggest, "the resources as data or functions of the security module used by the main application are left active for connection of the equipment to the network so as to obtain the cryptogram from the control server," as recited in claim 21.

As asserted by the Examiner, the mode "emergency calls only" cannot be considered as an application for itself or additional application because it is a special function of the main application set in case of codewords mismatch (see col. 10, lines 64-67, col. 11, line 1 to 5 of Parker).

Therefore, contrary to the Examiner's contention, the Parker reference does not disclose or suggest each and every element of claim 21. Since the Parker reference fails to disclose each and every element of claim 21, it cannot provide a basis for a rejection under 35 U.S.C. § 102(b) and, thus, is allowable.

Further, independent claim 39, as amended, recites, *inter alia*:

.....the resources as data or functions of the security module used by the main application are left active for connection of the equipment to the network so as to obtain the cryptogram from the control server.

Thus, Applicants respectfully submit that independent claim 39 is not anticipated by Parker for at least similar reasons as independent claim 21.

Claims 22-36, 38, and 40, dependent on either independent claim 1 or 39, are patentable for the reasons stated above with respect to claims 21 and 39, as well as for their own merits.

Accordingly, Applicants respectfully request reconsideration and withdrawal of the rejection to independent claim 1 and 39, and all claims dependent thereon.

Claim Rejections - 35 U.S.C. § 103

Claim 37 is rejected under 35 U.S.C. § 103 as being obvious over U.S. Patent 5,864,757 ("Parker") in view of U.S. Patent Application Publication 2003/0041125 ("Salomon"). Applicants respectfully traverse this rejection for the reasons detailed below.

Claim 37 is believed to be allowable for at least the reasons set forth above regarding claim 21. The Salomon reference fails to provide the teachings noted above as missing from the Parker reference. Since claim 37 is patentable at least by virtue of its dependency on claim 21, Applicants respectfully request that the rejection of claim 37 under 35 U.S.C. § 103(a) be withdrawn.

CONCLUSION

In view of the above remarks and amendments, Applicants respectfully submit that each of the pending objections and rejections has been addressed and overcome, placing the present application in condition for allowance. A notice to that effect is respectfully requested. Further, the above remarks demonstrate the failings of the outstanding rejections, and are sufficient to overcome the rejections. However, these remarks are not intended to, nor need they, comprehensively address each and every reason for the patentability of the claimed subject matter over the applied prior art. Accordingly, Applicants do not contend that the claims are patentable solely on the basis of the particular claim elements discussed above.

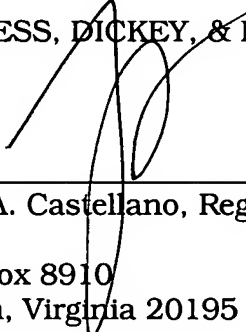
Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact the undersigned, at the telephone number below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. §1.17; particularly, extension of time fees.

Respectfully submitted,

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By



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